

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**STEVEN MADDEN,**

**Plaintiff,**

**v.**

**UNITED STATES OF AMERICA,**

**Defendant.**

**No.12-0029-DRH**

**ORDER**

**HERNDON, Chief Judge:**

Pending before the Court is Madden's October 31, 2012 motion to withdraw his 28 U.S.C. § 2255 petition (Doc. 14). Madden states that he is "happy with the response of Mrs. Robertson." On November 3, 2012, the government filed a sealed response to Madden's motion agreeing with the motion (Doc. 15). Thus, the Court **GRANTS** the motion and **DISMISSES without prejudice** Madden's 28 U.S.C. § 2255 petition. The Court will close the file.

**IT IS SO ORDERED.**

Signed this 5th day of November, 2012.

*David R. Herndon*



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David R. Herndon  
Date: 2012.11.05  
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**Chief Judge  
United States District Court**